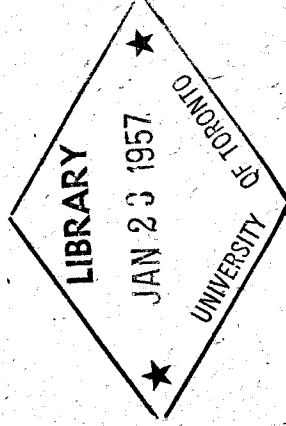

Fifth Session, Twenty-Second Parliament, 5 Elizabeth II, 1957.

THE SENATE OF CANADA

BILL E.

An Act to amend the Royal Canadian
Mounted Police Act.

Read a first time, Wednesday, 9th January, 1957.



Honourable Senator MACDONALD.

EDMOND CLOUTIER, C.M.G., O.A., D.S.P.
QUEEN'S PRINTER AND CONTROLLER OF STATIONERY
OTTAWA, 1957

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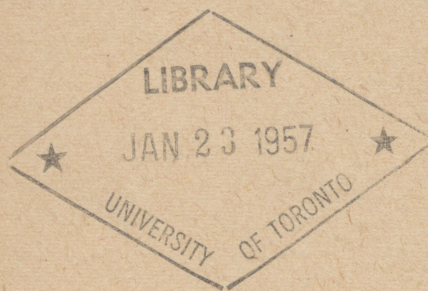
Fifth Session, Twenty-Second Parliament, 5 Elizabeth II, 1957.

THE SENATE OF CANADA

BILL E.

An Act to amend the Royal Canadian
Mounted Police Act.

Read a first time, Wednesday, 9th January, 1957.



Honourable Senator MACDONALD.

5th Session, 22nd Parliament, 5 Elizabeth II, 1957.

THE SENATE OF CANADA

BILL E.

An Act to amend the Royal Canadian
Mounted Police Act.

R.S. c. 241;
1953-54, c. 43;
1956, c. 45.

HER Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:

1. The *Royal Canadian Mounted Police Act* is amended by adding thereto, immediately after section 43 thereof, the following section: 5

Member of
Force
deemed a
servant of
the Crown.

“43A. For the purpose of determining liability in any action or other proceeding by or against Her Majesty, a person who was at any time a member of the Force shall be deemed to have been at such time a servant of the Crown.” 10

EXPLANATORY NOTE.

For the purpose of determining liability, members of the R.C.M.P. have always been regarded as servants of the Crown, but a recent Privy Council decision—*Attorney General for New South Wales v. Perpetual Trustee Company*, (1955) 1 A.E.R. 846—raises a serious doubt about the correctness of this position. The purpose of the amendment is to clarify the situation, as was done in the case of the armed forces when a similar doubt arose in 1943.